**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: REUBI, Jean-Claude.Application No./Patent No.: 10/626,229 Filed/Issue Date: July 24, 2003Entitled: USE OF LABELLED CCK-B RECEPTOR LIGANDS FOR THE DETECTION AND LOCALIZATION OF MALIGNANT HUMAN TUMOURSBioSynthema Inc. \_\_\_\_\_, a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. [x] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a **copy thereof is attached**.

OR

- B. [ ] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

- [x] Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Apr. 21, 2004  
Date

Jack L. Erion

Typed or printed name

Jack L. Erion  
Signature

President, BioSynthema Inc.

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

## ASSIGNMENT

WHEREAS, Jean-Claude Reubi, a resident of Wabern, Switzerland (hereinafter referred to as "Assignor"), is the inventor of a certain new and useful invention USE OF LABELLED CCK-B RECEPTOR LIGANDS FOR THE DETECTION AND LOCALIZATION OF MALIGNANT HUMAN TUMOURS for which application has been made as U.S. Patent Application No. 10/626,229 filed on July 24, 2003; for which application is a continuation of U.S. Patent Application No. 09/125,823 filed January 19, 1999, now abandoned, and claims priority of International Application No. PCT/US97/03056 that was filed on February 27, 1997, which claimed priority to European Patent Application No. 96200498.2 that was filed on February 27, 1996; and

WHEREAS, Assignor is the owner and in full possession of the entire right, title and interest in and to said invention and in and to any and all Letters Patent that may be granted therefor; and

WHEREAS, BioSynthema Inc., a corporation duly organized under the laws of the State of Missouri, (hereinafter referred to as "Assignee"), having its principal office and place of business at 4041 Forest Park Avenue, St. Louis, Missouri 63108, is desirous of acquiring the entire right, title and interest in and to said invention and in and to any and all Letters Patent that may be granted therefor; and

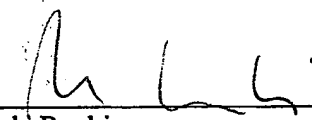
NOW, THEREFORE, for and in consideration of the sum of One Dollar (U.S. \$1.00) and other valuable considerations to Assignor paid by said Assignee, receipt of which is hereby acknowledged, Assignor does hereby sell, assign and transfer unto said Assignee, the entire right, title and interest in and to said invention and in and to any and all Letters Patent, and together with the right to sue for infringement therefore along with other benefits accruing or to

accrue with respect to filing of applications for patents or securing of patents, both United States and foreign, that may be granted therefor, together with any and all continuations, divisions, or reissues, and Assignor does hereby authorize and request the United States Commissioner of Patents and Trademarks to issue in accordance with this Assignment any and all Letters Patent that may be granted, either on said application or otherwise for said invention.

This Assignment is effective as of February 27, 1996.

IN WITNESS WHEREOF, Assignor has hereunto set his hand and seal.

Dated: February 6<sup>th</sup> 2004

  
\_\_\_\_\_  
Jean-Claude Reubi

### LEGALIZATION

Franz Müller, notary public of the Canton of Berne (Switzerland), with office at Berne,

certifies:

The foregoing signature "Jean Claude Reubi" was written in his own hand by Mr. Jean Claude Reubi, born 31<sup>st</sup> October 1946, of Neuenburg and Ins, Prof. Dr. med., doctor, pathologist, married, Austrasse 4, 3084 Wabern (Switzerland), who is competent to act and known to the notary personally.

Certified at the office of the notary public on 18<sup>th</sup> February two thousand and four.

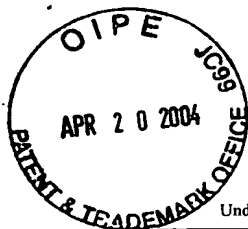
18<sup>th</sup> February 2004

Reg. B No. 3315



The notary public:





Please type a plus sign (+) inside this box → ☐

PTO/SB/18 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b>  <input type="checkbox"/> Declaration Submitted With Initial Filing <b>OR</b> <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)	Attorney Docket Number	717816.23
	First Named Inventor	REUBI, Jean-Claude
	<b>COMPLETE IF KNOWN</b>	
	Application Number	10/626,229
	Filing Date	July 24, 2003
	Group Art Unit	Not yet known
	Examiner Name	Not yet known

**As a below named inventor, I hereby declare that:**  
My residence, mailing address, and citizenship are as stated below next to my name.  
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:  
**USE OF LABELLED CCK-B RECEPTOR LIGANDS FOR THE DETECTION AND LOCALIZATION OF  
MALIGNANT HUMAN TUMOURS**  
(Title of the Invention)

the specification of which  
☐ is attached hereto  
OR  
☒ was filed on (MM/DD/YY) **July 24, 2003** as United States Application Number or PCT International (if applicable).

Application Number **10/626,229** and was amended on (MM/DD/YY)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not claimed	Certified Copy Attached?	
				YES	NO
96200498.2	EP	02/27/1996	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
PCT/US97/03056	WO	02/25/1997	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)

☐ Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SENT TO: Assistant Commissioner for Patents, Box Design, Washington, DC 20231.

Please type a plus sign (+) inside this box → ☒

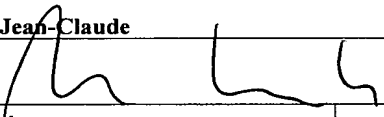
PTO/SB/18 (08-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

## DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number or Bar Code Label		27128		OR <input type="checkbox"/> Correspondence address below	
Name <b>Kevin M. Kercher</b>					
Address <b>Blackwell Sanders Peper Martin LLP</b>					
Address <b>720 Olive Street, Suite 2400</b>					
City <b>St. Louis</b>			State <b>Missouri</b>		ZIP <b>63101</b>
Country <b>US</b>		Telephone <b>314-345-6000</b>		Fax <b>314-345-6060</b>	
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>					
NAME OF SOLE OR FIRST INVENTOR:			<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) <b>Jean-Claude</b>			Family Name Or Surname <b>Reubi</b>		
Inventor's Signature 			Date <b>February 6<sup>th</sup>, 2004</b>		
Residence City: <b>Wabern</b>		State	Country <b>Switzerland</b>	Citizenship <b>Switzerland</b>	
Mailing Address <b>Austrasse 4</b>					
Mailing Address					
City <b>Wabern</b>		State	ZIP <b>CH-3084</b>	Country <b>Switzerland</b>	
NAME OF SECOND INVENTOR:			<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any])			Family Name Or Surname		
Inventor's Signature			Date		
Residence City:		State	Country	Citizenship	
Mailing Address					
Mailing Address					
City		State	ZIP <b>Wabern</b>	Country	
<input type="checkbox"/> Additional inventors are being named on the __ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.					

[Page 2 of 2]